

# Senate File 2278 - Reprinted

SENATE FILE \_\_\_\_\_  
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 3071)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the duties and operations of the state board  
2 of education, the department of education, and local school  
3 boards.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 5310SV 82  
6 kh/nh/5

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1 1 Section 1. Section 22.7, subsection 1, Code Supplement  
1 2 2007, is amended to read as follows:  
1 3 1. Personal information in records regarding a student,  
1 4 prospective student, or former student maintained, created,  
1 5 collected or assembled by or for a school corporation or  
1 6 educational institution maintaining such records. This  
1 7 subsection shall not be construed to prohibit a postsecondary  
1 8 education institution from disclosing to a parent or guardian  
1 9 information regarding a violation of a federal, state, or  
1 10 local law, or institutional rule or policy governing the use  
1 11 or possession of alcohol or a controlled substance if the  
1 12 child is under the age of twenty-one years and the institution  
1 13 determines that the student committed a disciplinary violation  
1 14 with respect to the use or possession of alcohol or a  
1 15 controlled substance regardless of whether that information is  
1 16 contained in the student's education records. This subsection  
1 17 shall not be construed to prohibit a school corporation or  
1 18 educational institution from transferring student records  
1 19 electronically to the department of education, an accredited  
1 20 nonpublic school, an attendance center, a school district, or  
1 21 an accredited postsecondary institution in accordance with  
1 22 section 256.9, subsection 52.

1 23 Sec. 2. Section 73.1, unnumbered paragraph 1, Code 2007,  
1 24 is amended to read as follows:  
1 25 Every commission, board, committee, officer, or other  
1 26 governing body of the state, or of any county, township,  
1 27 school district, or city, and every person acting as  
1 28 contracting or purchasing agent for any such commission,  
1 29 board, committee, officer, or other governing body shall use  
1 30 only those products and provisions grown and coal produced  
1 31 within the state of Iowa, when they are found in marketable  
1 32 quantities in the state and are of a quality reasonably suited  
1 33 to the purpose intended, and can be secured without additional  
1 34 cost over foreign products or products of other states. This  
1 35 section shall apply to horticultural products grown in this  
2 1 state even if the products are not in the stage of processing  
2 2 that the agency usually purchases the product. However, this  
2 3 section does not apply to a school district purchasing food  
2 4 while the school district is participating in ~~the~~ a federal  
2 5 school lunch or breakfast program.

2 6 Sec. 3. Section 256.5A, Code 2007, is amended to read as  
2 7 follows:

2 8 256.5A NONVOTING MEMBER.

2 9 1. The governor shall appoint the one nonvoting student  
2 10 member of the state board for a term of ~~one year~~ two years  
2 11 beginning and ending as provided in section 69.19. The  
2 12 nonvoting student member shall be appointed from a list of  
2 13 names submitted by the state board of education. Students  
2 14 enrolled in ~~either~~ grade ten ~~or eleven~~ in a public school may  
2 15 apply to the state board to serve as a nonvoting student  
2 16 member.

2 17 2. The department shall develop an application process

2 18 that requires the consent of the student's parent or guardian  
2 19 if the student is a minor, initial application approval by the  
2 20 school district in which the student applicant is enrolled,  
2 21 and submission of approved applications by a school district  
2 22 to the department.

2 23 3. The nonvoting student member's school district of  
2 24 enrollment shall notify the student's parents if the student's  
2 25 grade point average falls during the period in which the  
2 26 student is a member of the state board.

2 27 4. The state board shall adopt rules under chapter 17A  
2 28 specifying criteria for the selection of applicants whose  
2 29 names shall be submitted to the governor. Criteria shall  
2 30 include, but are not limited to, academic excellence,  
2 31 participation in extracurricular and community activities, and  
2 32 interest in serving on the board. Rules adopted by the state  
2 33 board shall also require, if the student is a minor,  
2 34 supervision of the student by the student's parent or guardian  
2 35 while the student is engaged in authorized state board  
3 1 business at a location other than the community in which the  
3 2 student resides, unless the student's parent or guardian  
3 3 submits to the state board a signed release indicating the  
3 4 parent or guardian has determined that supervision of the  
3 5 student by the parent or guardian is unnecessary.

3 6 5. The nonvoting student member appointment is not subject  
3 7 to section 69.16 or 69.16A.

3 8 6. The nonvoting student member shall have been enrolled  
3 9 in a public school in Iowa for at least one year prior to the  
3 10 member's appointment. ~~A nonvoting student member who will not  
3 11 graduate from high school prior to the end of a second term  
3 12 may apply to the state board for submission of candidacy to  
3 13 the governor for a second one-year term.~~

3 14 7. A nonvoting student member shall be paid a per diem as  
3 15 provided in section 7E.6 and the student and the student's  
3 16 parent or guardian shall be reimbursed for actual and  
3 17 necessary expenses incurred in the performance of the  
3 18 student's duties as a nonvoting member of the state board.

3 19 8. A vacancy in the membership of the nonvoting student  
3 20 member shall not be filled until the expiration of the term.

3 21 Sec. 4. Section 256.10, subsection 2, Code 2007, is  
3 22 amended to read as follows:

3 23 2. Appointments to the professional staff of the  
3 24 department shall be without reference to political party  
3 25 affiliation, religious affiliation, sex, or marital status,  
3 26 but shall be based solely upon fitness, ability, and proper  
3 27 qualifications for the particular position. The professional  
3 28 staff shall serve at the discretion of the director. A member  
3 29 of the professional staff shall not be dismissed for cause  
3 30 without ~~appropriate due process procedures including a hearing  
3 31 an opportunity to meet with the director.~~

3 32 Sec. 5. Section 256.11, subsection 9B, Code Supplement  
3 33 2007, is amended to read as follows:

3 34 9B. Beginning July 1, 2007, each school district shall  
3 35 have a school nurse to provide health services to its  
4 1 students. Each school district shall work toward the goal of  
4 2 having one school nurse for every seven hundred fifty students  
4 3 enrolled in the school district. ~~For purposes of this  
4 4 subsection, "school nurse" means a person who holds an  
4 5 endorsement or a statement of professional recognition for  
4 6 school nurses issued by the board of educational examiners  
4 7 under chapter 272 The scope of practice of a school nurse  
4 8 shall be as established by rule by the board of nursing.~~

4 9 Sec. 6. Section 256.30, Code 2007, is amended to read as  
4 10 follows:

4 11 256.30 EDUCATIONAL EXPENSES FOR AMERICAN INDIANS.

4 12 1. The department of education shall provide moneys to pay  
4 13 the expense of educating American Indian children residing in  
4 14 the Sac and Fox Indian settlement on land held in trust by the  
4 15 secretary of the interior of the United States in excess of  
4 16 federal moneys paid to the tribal council for educating the  
4 17 American Indian children when moneys are appropriated for that  
4 18 purpose. ~~The tribal council shall administer the moneys  
4 19 distributed to it by the department and shall submit an annual  
4 20 report and other reports as required by the department to the  
4 21 department on the expenditure of the moneys.~~

4 22 2. The tribal council shall administer moneys distributed  
4 23 to it by the department of education as provided in subsection

4 24 1. The tribal council shall first use the moneys distributed  
4 25 to it by the department of education for the purposes of this  
4 26 section to pay the additional costs of salaries for licensed  
4 27 instructional staff for educational attainment and full-time  
4 28 equivalent years of experience to equal the salaries listed on

4 29 the proposed salary schedule for the school at the Sac and Fox  
4 30 Indian settlement for that school year, but the salary for a  
4 31 licensed instructional staff member employed on a full-time  
4 32 basis shall not be less than eighteen thousand dollars.

4 33 3. The department of management shall approve allotments  
4 34 of moneys appropriated in for purposes of this section when  
~~4 35 the department of education certifies to the department of~~  
~~5 1 management that the requirements of this section have been~~  
~~5 2 met.~~

5 3 Sec. 7. Section 256B.2, subsection 1, Code 2007, is  
5 4 amended to read as follows:

5 5 1. "Children requiring special education" means persons  
5 6 under twenty-one years of age, including children under five  
5 7 years of age, who have a disability in obtaining an education  
5 8 because of a head injury, autism, behavioral disorder, or  
5 9 physical, mental, communication, or learning disability, as  
5 10 defined by the rules of the department of education. If a  
~~5 11 child requiring special education reaches the age of~~  
~~5 12 twenty-one during an academic year, the child may elect to~~  
~~5 13 receive special education services until the end of the~~  
~~5 14 academic year.~~

5 15 Sec. 8. Section 256B.6, Code 2007, is amended to read as  
5 16 follows:

5 17 256B.6 PARENT'S OR GUARDIAN'S DUTIES == REVIEW.

5 18 1. When the school district or area education agency has  
5 19 provided special education services and programs as provided  
5 20 herein for any child requiring special education, either by  
5 21 admission to a special class or by supportive services, it  
5 22 shall be the duty of the parent or guardian to enroll ~~said the~~  
5 23 child for instruction in such special classes or supportive  
5 24 services as may be established, except in the event a doctor's  
5 25 certificate is filed with the secretary of the school district  
5 26 showing that it is inadvisable for medical reasons for the  
5 27 child requiring special education to receive the special  
5 28 education provided; all the provisions and conditions of  
5 29 chapter 299 ~~and amendments thereto~~ shall be applicable to this  
5 30 section, and any violations shall be punishable as provided in  
5 31 ~~said~~ chapter 299.

5 32 2. A child, or the parent or guardian of the child, or the  
5 33 school district in which the child resides, may obtain a  
5 34 review of an action or omission of state or local authorities  
5 35 pursuant to the procedures established by the state board of  
6 1 education on the ground that the child has been or is about to  
6 2 be:

6 3 ~~1-~~ a. Denied entry or continuance in a program of special  
6 4 education appropriate to the child's condition and needs.

6 5 ~~2-~~ b. Placed in a special education program which is  
6 6 inappropriate to the child's condition and needs.

6 7 ~~3-~~ c. Denied educational services because no suitable  
6 8 program of education or related services is maintained.

6 9 ~~4-~~ d. Provided with special education which is  
6 10 insufficient in quantity to satisfy the requirements of law.

6 11 ~~5-~~ e. Assigned to a program of special education when the  
6 12 child does not have a disability.

6 13 3. ~~When a child requiring special education attains the~~  
~~6 14 ~~age of majority or is incarcerated in an adult or juvenile,~~~~  
~~6 15 ~~state or local, correctional institution, all rights accorded~~~~  
~~6 16 ~~to the parent or guardian under this chapter transfer to the~~~~  
~~6 17 ~~child except as provided in this subsection. Any notice~~~~  
~~6 18 ~~required by this chapter shall be provided to both the child~~~~  
~~6 19 ~~who has reached the age of majority or is incarcerated in an~~~~  
~~6 20 ~~adult or juvenile, state or local, correctional institution,~~~~  
~~6 21 ~~and the parent or guardian. If rights under this chapter have~~~~  
~~6 22 ~~transferred to a child and the child has been determined to be~~~~  
~~6 23 ~~incompetent by a court or determined unable to provide~~~~  
~~6 24 ~~informed educational consent by a court or other competent~~~~  
~~6 25 ~~authority, then rights under this chapter shall be exercised~~~~  
~~6 26 ~~by the person who has been appointed to represent the~~~~  
~~6 27 ~~educational interest of the child.~~~~

6 28 4. Notwithstanding section 17A.11, the state board of  
6 29 education shall adopt rules for the appointment of an  
6 30 impartial administrative law judge for special education  
6 31 appeals. The rules shall comply with federal statutes and  
6 32 regulations.

6 33 Sec. 9. Section 256B.8, unnumbered paragraph 2, Code 2007,  
6 34 is amended to read as follows:

6 35 An area education agency director of special education may  
7 1 request approval from the department of education to continue  
7 2 the special education program of a person beyond the person's  
~~7 3 twenty-first birthday period specified in section 256B.2,~~  
7 4 subsection 1, if the person had an accident or prolonged

7 5 illness that resulted in delays in the initiation of or  
7 6 interruptions in that person's special education program.  
7 7 Approval may be granted by the department to continue the  
7 8 special education program of that person for up to three years  
7 9 or until the person's twenty-fourth birthday.

7 10 Sec. 10. Section 257.6, subsection 1, paragraph a,  
7 11 subparagraph (3), Code Supplement 2007, is amended to read as  
7 12 follows:

7 13 (3) Shared-time and part-time pupils of school age  
7 14 enrolled in public schools within the district, irrespective  
7 15 of the districts in which the pupils reside, in the proportion  
7 16 that the time for which they are enrolled or receive  
7 17 instruction for the school year is to the time that full-time  
7 18 pupils carrying a normal course schedule, at the same grade  
7 19 level, in the same school district, for the same school year,  
7 20 are enrolled and receive instruction. Tuition charges to the  
7 21 parent or guardian of a shared-time or part-time nonresident  
7 22 pupil shall be reduced by the amount of any increased state  
7 23 aid received by the district by the counting of the pupil.  
7 24 This subparagraph applies to pupils from accredited nonpublic  
7 25 schools accessing classes or services on the accredited  
7 26 nonpublic school premises or the school district site, but  
7 27 excludes accredited nonpublic pupils receiving classes or  
7 28 services funded by federal grants or allocations.

7 29 Sec. 11. Section 257.11, subsection 5, paragraph a, Code  
7 30 Supplement 2007, is amended to read as follows:

7 31 a. For the school budget year beginning July 1, 2002,  
7 32 through the school budget year beginning July 1, ~~2007~~ 2008, in  
7 33 order to provide additional funds for school districts in  
7 34 which a regional academy is located, a supplementary weighting  
7 35 plan for determining enrollment is adopted.

8 1 Sec. 12. Section 257.11, subsection 8, Code Supplement  
8 2 2007, is amended to read as follows:

8 3 8. PUPILS INELIGIBLE. A pupil eligible for the weighting  
8 4 plan provided in section 256B.9 is not eligible for  
8 5 supplementary weighting pursuant to this section unless it is  
8 6 determined that the course generating the supplemental  
8 7 weighting has no relationship to the pupil's disability. A

8 8 pupil attending an alternative program or an at-risk pupils'  
8 9 program, including alternative high school programs, is not  
8 10 eligible for supplementary weighting under subsection 2.

8 11 Sec. 13. Section 257.13, subsection 2, Code 2007, is  
8 12 amended to read as follows:

8 13 2. The board of directors of a school district that wishes  
8 14 to receive an on-time funding budget adjustment shall adopt a  
8 15 resolution to receive the adjustment and notify the school  
8 16 budget review committee by November ± 15, annually. The  
8 17 school budget review committee shall establish a modified  
8 18 allowable growth in an amount determined pursuant to  
8 19 subsection 1.

8 20 Sec. 14. Section 257.17, Code 2007, is amended to read as  
8 21 follows:

8 22 257.17 AID REDUCTION FOR EARLY SCHOOL STARTS.

8 23 State aid payments made pursuant to section 257.16 for a  
8 24 fiscal year shall be reduced by one one-hundred-eightieth for  
8 25 each day of that fiscal year for which the school district  
8 26 begins school before the earliest starting date specified in  
8 27 section 279.10, subsection 1. However, this section does not  
8 28 apply to a school district that has received approval for a  
8 29 pilot program for an innovative school year from the director  
8 30 of the department of education under section 279.10,  
8 31 subsection 4, to commence classes for regularly established  
8 32 elementary and secondary schools in advance of the starting  
8 33 date established in section 279.10, subsection ± 3.

8 34 Sec. 15. Section 257.37, subsection 4, Code 2007, is  
8 35 amended to read as follows:

9 1 4. "Enrollment served" means the basic enrollment plus the  
9 2 number of nonpublic school pupils served with media services  
9 3 or educational services, as applicable, except that if a  
9 4 nonpublic school pupil or a pupil attending another district  
9 5 under a whole grade sharing agreement or open enrollment  
9 6 receives services through an area other than the area of the  
9 7 pupil's residence, the pupil shall be deemed to be served by  
9 8 the area of the pupil's residence, which shall by contractual  
9 9 arrangement reimburse the area through which the pupil  
9 10 actually receives services. Each school district shall  
9 11 include in the enrollment report submitted pursuant to section  
9 12 257.6, subsection 1, the number of nonpublic school pupils  
9 13 within each school district for media and educational services  
9 14 served by the area. However, the school district shall not  
9 15 include in the enrollment report nonpublic school pupils

9 16 receiving classes or services funded by federal grants or  
9 17 allocations.

9 18 Sec. 16. Section 260C.35, unnumbered paragraph 2, Code  
9 19 2007, is amended to read as follows:

9 20 With the approval of the director ~~of the department of~~  
9 21 ~~education~~, the board of directors of a merged area at any one  
9 22 time may sell any land in a single tract in excess of one  
9 23 hundred sixty acres owned by the merged area, and an election  
9 24 is not necessary in connection with the sale. The proceeds of  
9 25 the sale may be used for any of the purposes stated in section  
9 26 260C.22. This paragraph is in addition to any authority under  
9 27 other provisions of law.

9 28 Sec. 17. Section 261C.4, Code 2007, is amended to read as  
9 29 follows:

9 30 261C.4 AUTHORIZATION.

9 31 An eligible pupil may make application to an eligible  
9 32 institution to allow the eligible pupil to enroll for academic  
9 33 or vocational=technical credit in a nonsectarian course  
9 34 offered at that eligible institution. A comparable course, as  
9 35 defined in rules made by the board of directors of the public  
10 1 school district, must not be offered by the school district or  
10 2 accredited nonpublic school which the pupil attends. If an  
10 3 eligible institution accepts an eligible pupil for enrollment  
10 4 under this section, the institution shall send written notice  
10 5 to the pupil, and the pupil's school district or accredited  
10 6 nonpublic school or the school for the deaf or the Iowa  
10 7 braille and sight saving school, ~~and the department of~~  
10 8 ~~education~~. The notice shall list the course, the clock hours  
10 9 the pupil will be attending the course, and the number of  
10 10 hours of postsecondary academic or vocational=technical credit  
10 11 that the eligible pupil will receive from the eligible  
10 12 institution upon successful completion of the course.

10 13 Sec. 18. Section 273.3, subsection 12, Code 2007, is  
10 14 amended to read as follows:

10 15 12. Prepare an annual budget estimating income and  
10 16 expenditures for programs and services as provided in sections  
10 17 273.1 to 273.9 and chapter 256B within the limits of funds  
10 18 provided under section 256B.9 and chapter 257. The board  
10 19 shall give notice of a public hearing on the proposed budget  
10 20 by publication in an official county newspaper in each county  
10 21 in the territory of the area education agency in which the  
10 22 principal place of business of a school district that is a  
10 23 part of the area education agency is located. The notice  
10 24 shall specify the date, which shall be not later than March 1  
10 25 of each year, the time, and the location of the public  
10 26 hearing. The proposed budget as approved by the board shall  
10 27 then be submitted to the state board of education, on forms  
10 28 provided by the department, no later than March 15 preceding  
10 29 the next fiscal year for approval. The state board shall  
10 30 review the proposed budget of each area education agency and  
10 31 shall before ~~April~~ May 1, either grant approval or return the  
10 32 budget without approval with comments of the state board  
10 33 included. An unapproved budget shall be resubmitted to the  
10 34 state board for final approval not later than ~~April~~ May 15.  
10 35 For the fiscal year beginning July 1, 1999, and each  
11 1 succeeding fiscal year, the state board shall give final  
11 2 approval only to budgets submitted by area education agencies  
11 3 accredited by the state board or that have been given  
11 4 conditional accreditation by the state board.

11 5 Sec. 19. Section 273.13, Code 2007, is amended to read as  
11 6 follows:

11 7 273.13 ADMINISTRATIVE EXPENDITURES.

11 8 ~~During the budget year beginning July 1, 1989, and the~~  
11 9 ~~three succeeding budget years, the board of directors of an~~  
11 10 ~~area education agency in which the administrative expenditures~~  
11 11 ~~as a percent of the area education agency's operating fund for~~  
11 12 ~~a base year exceed five percent shall reduce its~~  
11 13 ~~administrative expenditures to five percent of the area~~  
11 14 ~~education agency's operating fund. During each of the four~~  
11 15 ~~years, the board of directors shall reduce administrative~~  
11 16 ~~expenditures by twenty-five percent of the reduction in~~  
11 17 ~~administrative expenditure required by this section.~~  
11 18 ~~Thereafter, the~~ An area education agency's administrative  
11 19 expenditures shall not exceed five percent of the operating  
11 20 general fund. Annually, the board of directors of an area  
11 21 education agency shall certify to the department of education  
11 22 the amounts of the area education agency's expenditures and  
11 23 its operating general fund. For the purposes of this section,  
11 24 "base year" and "budget year" mean the same as defined in  
11 25 section 442.6, Code 1989, and section 257.2, and  
11 26 "administrative expenditures" means expenditures for executive

11 27 administration.

11 28 Sec. 20. Section 275.31, unnumbered paragraph 1, Code  
11 29 2007, is amended to read as follows:

11 30 If necessary to equalize the division and distribution, the  
11 31 board or boards may provide for the levy of additional taxes,  
11 32 which shall be sufficient to satisfy the mandatory levy  
11 33 required in section 76.2 or other liabilities of the  
11 34 districts, upon the property of a corporation or part of a  
11 35 corporation and for the distribution of the tax revenues so as  
12 1 to effect equalization. When the board or boards are  
12 2 considering the equalization levy, the division and  
12 3 distribution shall not impair the security for outstanding  
12 4 obligations of each affected corporation. ~~Any owner of bonds~~  
~~12 5 of an affected corporation may bring suit in equity for~~  
~~12 6 adjustment of the division and distribution in compliance with~~  
~~12 7 this section. If the property tax levy for the amount~~  
~~12 8 estimated and certified to apply on principal and interest on~~  
~~12 9 lawful bonded indebtedness for a newly formed community school~~  
~~12 10 district is greater than the property tax levy for the amount~~  
~~12 11 estimated and certified to apply on principal and interest in~~  
~~12 12 the year preceding the reorganization or dissolution for a~~  
~~12 13 school district that is a party to the reorganization or~~  
~~12 14 dissolution, that had a certified enrollment of less than six~~  
~~12 15 hundred for the year prior to the reorganization or~~  
~~12 16 dissolution, and that approved the reorganization or~~  
~~12 17 dissolution prior to July 1, 1989, the board of the newly~~  
~~12 18 formed district shall inform the department of management.~~  
~~12 19 The department of management shall pay debt service aid to the~~  
~~12 20 newly formed district in an amount that reduces the rate of~~  
~~12 21 the property tax levy for lawful bonded indebtedness in the~~  
~~12 22 portion of the newly formed district where the new rate is~~  
~~12 23 higher, to the rate that was levied in that portion of the~~  
~~12 24 district during the year preceding the reorganization or~~  
~~12 25 dissolution.~~

12 26 Sec. 21. Section 275.31, unnumbered paragraphs 2 and 3,  
12 27 Code 2007, are amended by striking the unnumbered paragraphs.

12 28 Sec. 22. Section 275.53, Code 2007, is amended to read as  
12 29 follows:

12 30 275.53 DISSOLUTION PROPOSAL.

12 31 1. The commission shall send a copy of its dissolution  
12 32 proposal or shall inform the board that it cannot agree upon a  
12 33 dissolution proposal not later than one year following the  
12 34 date of the organizational meeting of the commission. The  
12 35 commission shall also send a copy of the dissolution proposal  
13 1 ~~by registered mail~~ to the boards of directors of all school  
13 2 districts to which area of the affected school district will  
13 3 be attached. If the board of a district to which area of the  
13 4 affected school district will be attached objects to the  
13 5 attachment, within ten days following receipt of the  
13 6 dissolution proposal the board shall send its objections in  
13 7 writing to the commission using any method specified in

13 8 subsection 2. The commission may consider the objections and  
13 9 may modify the dissolution proposal. If the dissolution  
13 10 proposal is modified, the commission shall notify ~~by~~  
~~13 11 registered mail~~ the boards of directors of all school  
13 12 districts to which area of the affected school district will  
13 13 be attached.

13 14 2. The copy of the dissolution proposal, as well as any  
13 15 modification, shall be sent to the boards by any of the  
13 16 following methods:

- 13 17 a. Mail bearing a United States postal service postmark.  
13 18 b. Hand delivery.  
13 19 c. Facsimile transmission.  
13 20 d. Electronic delivery.

13 21 3. If the commission cannot agree upon a dissolution  
13 22 proposal prior to the expiration of its term, the board may  
13 23 appoint a new commission.

13 24 Sec. 23. Section 275.54, Code 2007, is amended to read as  
13 25 follows:

13 26 275.54 HEARING.

13 27 1. Within ten days following the filing of the dissolution  
13 28 proposal with the board, the board shall fix a date for a  
13 29 hearing on the proposal which shall not be more than sixty  
13 30 days after the dissolution petition was filed with the board.  
13 31 The board shall publish notice of the date, time, and location  
13 32 of the hearing at least ten days prior to the date of the  
13 33 hearing by one publication in a newspaper in general  
13 34 circulation in the district. The notice shall include the  
13 35 content of the dissolution proposal. A person residing or  
14 1 owning land in the school district may present evidence and  
14 2 arguments at the hearing. The president of the board shall

14 3 preside at the hearing. The board shall review testimony from  
14 4 the hearing and shall adopt or amend and adopt the dissolution  
14 5 proposal.

14 6 2. The board shall notify by registered mail the boards of  
14 7 directors of all school districts to which area of the  
14 8 affected school district will be attached and the director of  
14 9 the department of education of the contents of the dissolution  
14 10 proposal adopted by the board. The notification may be made  
14 11 by any of the following methods:

- 14 12 a. Mail bearing a United States postal service postmark.
- 14 13 b. Hand delivery.
- 14 14 c. Facsimile transmission.
- 14 15 d. Electronic delivery.

14 16 3. If the board of a district to which area of the  
14 17 affected school district will be attached objects to the  
14 18 attachment, that portion of the dissolution proposal will not  
14 19 be included in the proposal voted upon under section 275.55  
14 20 and the director of the department of education shall attach  
14 21 the area to a contiguous school district.

14 22 4. If the board of a district to which area of the  
14 23 affected school district will be attached objects to the  
14 24 division of assets and liabilities contained in the  
14 25 dissolution proposal, section 275.30 applies for the division  
14 26 of assets and liabilities to that district the matter shall be  
14 27 decided by a panel of disinterested arbitrators. The panel  
14 28 shall consist of one arbitrator selected by the objecting  
14 29 district or districts, one selected by the districts in favor  
14 30 of the provisions of the dissolution proposal, and one  
14 31 selected by the dissolving district. If the number of  
14 32 arbitrators selected is even, a disinterested arbitrator shall  
14 33 be selected by the administrator of the area education agency  
14 34 to which the dissolving district belongs. The decision of the  
14 35 arbitrators shall be made in writing and filed with the  
15 1 secretary of the new corporation, and a party to the  
15 2 proceedings may appeal the decision to the district court by  
15 3 servng notice on the secretary of the new corporation within  
15 4 twenty days after the decision is filed. The appeal shall be  
15 5 tried in equity and a decree entered determining the entire  
15 6 matter, including the levy, collection, and distribution of  
15 7 any necessary taxes.

15 8 5. If a dissolution proposal adopted by a board contains  
15 9 provisions that ninety-five percent or more of the taxable  
15 10 valuation of the dissolving district would be assumed and  
15 11 attached to a single school district, the dissolving school  
15 12 district shall cease further proceedings to dissolve and shall  
15 13 comply with reorganization procedures specified in this  
15 14 chapter.

15 15 Sec. 24. Section 275.55, unnumbered paragraph 1, Code  
15 16 2007, is amended to read as follows:

15 17 The board of the school district shall call a special  
15 18 election to be held not later than ~~forty~~ sixty days following  
15 19 the date of the final hearing on the dissolution proposal.  
15 20 The special election may be held at the same time as the  
15 21 regular school election. The proposition submitted to the  
15 22 voters residing in the school district at the special election  
15 23 shall describe each separate area to be attached to a  
15 24 contiguous school district and shall name the school district  
15 25 to which it will be attached. In addition to the description,  
15 26 a map may be included in the summary of the question on the  
15 27 ballot.

15 28 Sec. 25. Section 279.10, subsection 1, Code 2007, is  
15 29 amended to read as follows:

15 30 1. The school year shall begin on the first day of July  
15 31 and each regularly established elementary and secondary school  
15 32 shall begin no sooner than ~~a day during the calendar week in~~  
15 33 ~~which the first day of September falls~~ August 25 but no later  
15 34 than the first Monday in December ~~unless the school district~~  
15 35 ~~has received approval from the department of education for a~~  
16 1 ~~pilot program in accordance with subsection 3. However, if~~  
16 2 ~~the first day of September falls on a Sunday, school may begin~~  
16 3 ~~on a day during the calendar week which immediately precedes~~  
16 4 ~~the first day of September.~~ School shall continue for at  
16 5 least one hundred eighty days, except as provided in  
16 6 subsection 3, and may be maintained during the entire calendar  
16 7 year. However, if the board of directors of a district  
16 8 extends the school calendar because inclement weather caused  
16 9 the district to temporarily close school during the regular  
16 10 school calendar, the district may excuse a graduating senior  
16 11 who has met district or school requirements for graduation  
16 12 from attendance during the extended school calendar. A school  
16 13 corporation may begin employment of personnel for in-service

16 14 training and development purposes before the date to begin  
16 15 elementary and secondary school.

16 16 Sec. 26. Section 279.10, subsection 2, Code 2007, is  
16 17 amended to read as follows:

16 18 2. The board of directors shall hold a public hearing on  
16 19 any ~~proposal request made pursuant to subsection 3~~ prior to  
16 20 submitting it to the department of education for approval.

16 21 Sec. 27. Section 279.10, subsection 4, Code 2007, is  
16 22 amended by striking the subsection.

16 23 Sec. 28. Section 279.30, Code 2007, is amended to read as  
16 24 follows:

16 25 279.30 EXCEPTIONS.

16 26 Each payment must be made payable to the person entitled to  
16 27 receive the money ~~or direct deposited to an account at a~~  
16 28 ~~financial institution, as defined in section 527.2, specified~~  
16 29 ~~by the person entitled to receive the money.~~ The board of

16 30 directors of a school district or an area education agency may  
16 31 by resolution authorize the secretary, upon approval of the  
16 32 superintendent or designee, or administrator, in the case of  
16 33 an area education agency, to issue payments when the board of  
16 34 directors is not in session in payment of reasonable and  
16 35 necessary expenses, but only upon verified bills filed with  
17 1 the secretary or administrator, and for the payment of  
17 2 salaries pursuant to the terms of a written contract. Each  
17 3 payment must be made payable only to the person performing the  
17 4 service or presenting the verified bill, and must state the  
17 5 purpose for which the payment is issued. All bills and  
17 6 salaries for which payments are issued prior to audit and  
17 7 allowance by the board must be passed upon by the board of  
17 8 directors at the next meeting and be entered in the regular  
17 9 minutes of the secretary.

17 10 Sec. 29. Section 279.42, Code 2007, is amended to read as  
17 11 follows:

17 12 279.42 GIFTS TO SCHOOLS.

17 13 The board of directors of a school district ~~which that~~  
17 14 ~~receives funds through gifts a gift, devises devise, and~~  
17 15 ~~requests or bequest shall deposit these the funds in a trust~~  
17 16 ~~and agency or permanent fund and shall use them the funds in~~  
17 17 accordance with the terms of the gift, devise, or bequest.

17 18 Sec. 30. Section 279.45, Code 2007, is amended to read as  
17 19 follows:

17 20 279.45 ADMINISTRATIVE EXPENDITURES.

17 21 ~~For the budget year beginning July 1, 1989, and each of the~~  
17 22 ~~following three budget years, the board of directors of a~~  
17 23 ~~school district in which the administrative expenditures as a~~  
17 24 ~~percent of the school district's operating fund for a base~~  
17 25 ~~year exceed five percent, shall reduce its administrative~~  
17 26 ~~expenditures so that they are one-half percent less as a~~  
17 27 ~~percent of the school district's operating fund than they were~~  
17 28 ~~for the base year. However, a A school district is not~~  
17 29 ~~required to reduce its district's administrative expenditures~~  
17 30 ~~below shall not exceed five percent of its operating general~~  
17 31 ~~fund. Thereafter, a A school district shall not increase the~~  
17 32 ~~percent of its administrative expenditures compared to its~~  
17 33 ~~operating general fund. Annually, the board of directors~~  
17 34 ~~shall certify to the department of education the amounts of~~  
17 35 ~~the school district's administrative expenditures and its~~  
18 1 ~~operating general fund. For the purposes of this section,~~  
18 2 ~~"base year" and "budget year" mean the same as defined in~~  
18 3 ~~section 442.6, Code 1989, and section 257.2, and~~  
18 4 ~~"administrative expenditures" means expenditures for executive~~  
18 5 ~~administration.~~

18 6 Sec. 31. Section 282.1, unnumbered paragraph 1, Code 2007,  
18 7 is amended to read as follows:

18 8 Persons between five and twenty-one years of age are of  
18 9 school age. Nonresident children shall be charged the maximum  
18 10 tuition rate as determined in section 282.24, subsection 1,  
18 11 with the exception that those residing temporarily in a school  
18 12 corporation may attend school in the corporation upon terms  
18 13 prescribed by the board, ~~and boards.~~ A school district  
18 14 ~~discontinuing grades under section 282.7, subsection 1 or~~  
18 15 ~~subsections 1 and 3, shall be charged tuition as provided in~~  
18 16 ~~section 282.24, subsection 2 1.~~

18 17 Sec. 32. Section 282.18, subsection 4, Code 2007, is  
18 18 amended by adding the following new paragraph:

18 19 NEW PARAGRAPH. bb. If a transfer is requested after March  
18 20 1 of the preceding school year on behalf of a pupil whose  
18 21 sibling is already participating in open enrollment to the  
18 22 receiving district, the receiving district shall take action  
18 23 to approve the request.

18 24 Sec. 33. Section 282.18, subsection 5, Code 2007, is

18 25 amended to read as follows:

18 26 5. Open enrollment applications filed after March 1 of the  
18 27 preceding school year that do not qualify for ~~good cause~~  
18 28 approval as provided in subsection 4 shall be subject to the  
18 29 approval of the board of the resident district and the board  
18 30 of the receiving district. The parent or guardian shall send  
18 31 notification to the district of residence and the receiving  
18 32 district that the parent or guardian seeks to enroll the  
18 33 parent's or guardian's child in the receiving district. A  
18 34 decision of either board to deny an application filed under  
18 35 this subsection involving repeated acts of harassment of the

19 1 student or serious health condition of the student that the  
19 2 resident district cannot adequately address is subject to  
19 3 appeal under section 290.1. The state board shall exercise  
19 4 broad discretion to achieve just and equitable results that  
19 5 are in the best interest of the affected child or children.

19 6 Sec. 34. Section 282.31, subsection 1, paragraph a, Code  
19 7 Supplement 2007, is amended to read as follows:

19 8 a. A child who lives in a facility pursuant to section  
19 9 282.30, subsection 1, paragraph "a", and who is not enrolled  
19 10 in the educational program of the district of residence of the  
19 11 child, shall receive appropriate educational services. The  
19 12 area education agency shall submit a proposed program and  
19 13 budget to the department of education by ~~January~~ February 1  
19 14 for the next succeeding school year. The department of  
19 15 education shall review and approve or modify the program and  
19 16 proposed budget and shall notify the department of  
19 17 administrative services and the area education agency of its  
19 18 action by ~~February~~ April 1. The department of administrative  
19 19 services shall pay the approved budget amount for an area  
19 20 education agency in monthly installments beginning September  
19 21 15 and ending June 15 of the next succeeding school year. The  
19 22 installments shall be as nearly equal as possible as  
19 23 determined by the department of management, taking into  
19 24 consideration the relative budget and cash position of the  
19 25 state's resources. The department of administrative services  
19 26 shall transfer the approved budget amount for an area  
19 27 education agency from the moneys appropriated under section  
19 28 257.16 and make the payment to the area education agency. The  
19 29 area education agency shall submit an accounting for the  
19 30 actual cost of the program to the department of education by  
19 31 ~~August 1~~ September 15 of the following school year. The  
19 32 department shall review and approve or modify all expenditures  
19 33 incurred in compliance with the guidelines pursuant to section  
19 34 256.7, subsection 10, and shall notify the department of  
19 35 administrative services of the approved accounting amount.  
20 1 The approved accounting amount shall be compared with any  
20 2 amounts paid by the department of administrative services to  
20 3 the area education agency and any differences added to or  
20 4 subtracted from the October payment made under this paragraph  
20 5 for the next school year. Any amount paid by the department  
20 6 of administrative services shall be deducted monthly from the  
20 7 state foundation aid paid under section 257.16 to all school  
20 8 districts in the state during the subsequent fiscal year. The  
20 9 portion of the total amount of the approved budget that shall  
20 10 be deducted from the state aid of a school district shall be  
20 11 the same as the ratio that the budget enrollment for the  
20 12 budget year of the school district bears to the total budget  
20 13 enrollment in the state for that budget year in which the  
20 14 deduction is made.

20 15 Sec. 35. Section 285.9, Code 2007, is amended by adding  
20 16 the following new subsection:

20 17 NEW SUBSECTION. 5. Review all transportation disputes  
20 18 between districts. If the affected districts are located in  
20 19 more than one area education agency, the area education agency  
20 20 in which the larger of the districts is located shall be the  
20 21 reviewing agency. In resolving disputes between districts,  
20 22 the reviewing agency board shall, after receiving all facts,  
20 23 make such alterations or changes as necessary to make the  
20 24 arrangements, designations, and contracts conform to the legal  
20 25 and established requirements and shall notify each affected  
20 26 local school board of such action. An affected district may  
20 27 appeal the decision of the agency board to the director of the  
20 28 department of education by following the timelines and  
20 29 procedures in section 285.12.

20 30 Sec. 36. Section 291.1, Code 2007, is amended to read as  
20 31 follows:

20 32 291.1 PRESIDENT == DUTIES.

20 33 The president of the board of directors shall preside at  
20 34 all of its meetings, sign all contracts made by the board, and  
20 35 appear ~~in~~ on behalf of the corporation in all actions brought

21 1 by or against it, unless individually a party, in which case  
21 2 this duty shall be performed by the secretary. The president  
21 3 or the president's designee shall sign, using an original or  
21 4 facsimile signature, all school district ~~warrants payments~~  
21 5 drawn and authorize electronic funds transfers as provided by  
21 6 law. The board of directors, by resolution, may designate an  
21 7 individual, who shall not be the secretary, to sign ~~warrants~~  
21 8 payments or authorize electronic funds transfers on behalf of  
21 9 the president.

21 10 Sec. 37. Section 291.6, subsection 3, Code 2007, is  
21 11 amended by striking the subsection and inserting in lieu  
21 12 thereof the following:

21 13 3. ACCOUNTING RECORDS. Keep an accurate accounting record  
21 14 of each payment or electronic funds transfer from each fund  
21 15 which shall be provided monthly to the board of directors.  
21 16 The secretary of the creditor district shall prepare and  
21 17 deliver to debtor districts an itemized statement of tuition  
21 18 fees charged in accordance with sections 275.55A and 282.11,  
21 19 and section 282.24, subsection 1.

21 20 Sec. 38. Section 291.6, subsection 4, Code 2007, is  
21 21 amended to read as follows:

21 22 4. CLAIMS. Keep an accurate ~~account~~ accounting of all  
21 23 expenses incurred by the corporation, and present the same to  
21 24 the board for audit and payment.

21 25 Sec. 39. Section 291.7, Code 2007, is amended to read as  
21 26 follows:

21 27 291.7 MONTHLY RECEIPTS, DISBURSEMENTS, AND BALANCES.

21 28 The secretary of each district shall file monthly with the  
21 29 board of directors a complete statement of all receipts and  
21 30 disbursements from ~~the various funds~~ each individual fund  
21 31 during the preceding month, and also the balance remaining on  
21 32 hand in ~~the various funds~~ each individual fund at the close of  
21 33 the period covered by the statement, which monthly statements  
21 34 shall be open to public inspection.

21 35 Sec. 40. Section 291.8, Code 2007, is amended by striking  
22 1 the section and inserting in lieu thereof the following:

22 2 291.8 PAYMENTS.

22 3 The secretary shall make each authorized payment,  
22 4 countersign using an original or facsimile signature, and  
22 5 maintain accounting records of the payments or electronic  
22 6 funds transfers, showing the number, date, payee, originating  
22 7 fund, the purpose, and the amount; and shall provide to the  
22 8 board at each regular annual meeting a copy of the accounting  
22 9 records maintained by the secretary.

22 10 Sec. 41. Section 291.12, Code 2007, is amended to read as  
22 11 follows:

22 12 291.12 DUTIES OF TREASURER == ~~PAYMENT OF WARRANTS~~  
22 13 PAYMENTS.

22 14 The treasurer shall receive all moneys belonging to the  
22 15 corporation, pay the same out only upon the order of the  
22 16 president countersigned by the secretary, ~~keeping and shall~~  
22 17 keep an accurate ~~account~~ accounting record of all receipts and  
22 18 expenditures in a book provided for that purpose. The  
22 19 treasurer shall register all ~~orders drawn payments and~~  
22 20 electronic funds transfers made and reported to the treasurer  
22 21 by the secretary, showing the number, date, to whom drawn, the  
22 22 fund ~~upon from~~ from which drawn each payment and transfer was made,  
22 23 the purpose and amount.

22 24 Sec. 42. Section 291.14, Code 2007, is amended to read as  
22 25 follows:

22 26 291.14 FINANCIAL STATEMENT.

22 27 The treasurer shall render a statement of the finances of  
22 28 the corporation whenever required by the board, and the  
22 29 treasurer's ~~books~~ accounting records shall always be open for  
22 30 inspection.

22 31 Sec. 43. Section 298A.13, Code 2007, is amended to read as  
22 32 follows:

22 33 298A.13 TRUST, PERMANENT, OR AGENCY FUNDS.

22 34 Trust, permanent, or agency funds shall be established by  
22 35 any school corporation to account for gifts it receives to be  
23 1 used for a particular purpose or to account for money and  
23 2 property received and administered by the district as trustee  
23 3 or custodian or in the capacity of an agent. Boards may  
23 4 establish trust ~~and, permanent, or~~ agency funds as necessary.

23 5 Sec. 44. Section 299.1, unnumbered paragraph 2, Code 2007,  
23 6 is amended to read as follows:

23 7 The board of directors of a public school district or the  
23 8 governing body of an accredited nonpublic school may, by  
23 9 resolution, require attendance for the entire time when the  
23 10 schools are in session in any school year and adopt a policy  
23 11 or rules relating to the reasons considered to be valid or

23 12 acceptable excuses for absence from school.

23 13 Sec. 45. Section 299A.11, Code 2007, is amended to read as  
23 14 follows:

23 15 299A.11 STUDENT RECORDS CONFIDENTIAL.

23 16 Notwithstanding any provision of law or rule to the  
23 17 contrary, personal information in records regarding a child  
23 18 receiving competent private instruction pursuant to this  
23 19 chapter, which are maintained, created, collected, or  
23 20 assembled by or for a state agency, shall be kept confidential  
23 21 in the same manner as personal information in student records  
23 22 maintained, created, collected, or assembled by or for a  
23 23 school corporation or educational institution in accordance  
23 24 with section 22.7, subsection 1. For purposes of this  
23 25 section, "personal information in records regarding a child  
23 26 receiving competent private instruction" shall include the  
23 27 child's name and home address, as well as all other  
23 28 information that personally identifies the child.

23 29 Sec. 46. Section 301.28, Code 2007, is amended to read as  
23 30 follows:

23 31 301.28 OFFICERS AND TEACHERS AS AGENTS FOR BOOKS AND  
23 32 SUPPLIES == PENALTY.

23 33 ~~it shall be unlawful for any~~ A school director, officer,  
23 34 area education director, or teacher ~~to shall not act as an~~  
23 35 agent for ~~any~~ school textbooks or school supplies ~~in any~~  
24 1 ~~transaction with a director, officer, or other staff member of~~  
24 2 ~~the school district or a director, officer, or other staff~~  
24 3 ~~member of the area education agency in which the school~~  
24 4 ~~district is located~~ during such term of office or employment,  
24 5 and any school director, officer, area education director, or  
24 6 teacher, who ~~shall act~~ acts as an agent or dealer in school  
24 7 textbooks or school supplies, ~~within the school district or~~  
24 8 ~~area education agency in which the school district is located~~  
24 9 during the term of such office or employment, ~~in violation of~~  
24 10 ~~this section~~ shall be deemed guilty of a serious misdemeanor.

24 11 Sec. 47. Section 321.1, subsection 69, unnumbered  
24 12 paragraph 1, Code 2007, is amended to read as follows:

24 13 "School bus" means every vehicle operated for the  
24 14 transportation of children to or from school or school  
24 15 activities, except vehicles which are:

24 16 Sec. 48. Section 321.1, subsection 69, paragraph d, Code  
24 17 2007, is amended to read as follows:

24 18 d. Designed to carry not more than nine persons as  
24 19 passengers, either school owned or privately owned, which are  
24 20 used to ~~transport pupils to activity events in which the~~  
24 21 ~~pupils are participants or used to transport pupils to their~~  
24 22 homes in case of illness or other emergency situations. The  
24 23 vehicles operated under the provisions of this paragraph shall  
24 24 be operated by employees of the school district who are  
24 25 specifically approved by the local superintendent of schools  
24 26 for the assignment.

24 27 Sec. 49. Section 321.373, subsection 1, Code 2007, is  
24 28 amended to read as follows:

24 29 1. Every school bus ~~except private passenger vehicles used~~  
24 30 ~~as school buses as defined in section 321.1, subsection 69,~~

24 31 shall be constructed and equipped to meet safety standards  
24 32 prescribed in rules adopted by the state board of education.

24 33 Such rules shall conform to safety standards set forth in  
24 34 federal laws and regulations and shall conform, insofar as  
24 35 practicable, to the minimum standards for school buses

25 1 recommended by the national conference on school  
25 2 transportation administered by the national commission on  
25 3 safety education and published by the national education  
25 4 association.

25 5 Sec. 50. Section 321.376, Code 2007, is amended by adding  
25 6 the following new subsection:

25 7 NEW SUBSECTION. 3. The provisions of this section  
25 8 relating to a certificate of qualification and approved course  
25 9 of instruction shall not apply to a person driving a vehicle  
25 10 designed to carry not more than nine persons as passengers,  
25 11 either school-owned or privately owned, used to transport  
25 12 pupils to activity events.

25 13 Sec. 51. Section 321J.3, subsection 1, paragraph c, Code  
25 14 2007, is amended to read as follows:

25 15 c. The court may prescribe the length of time for the  
25 16 evaluation and treatment or it may request that the community  
25 17 college or other approved provider conducting the course for  
25 18 drinking drivers which the person is ordered to attend or the  
25 19 treatment program to which the person is committed immediately  
25 20 report to the court when the person has received maximum  
25 21 benefit from the course for drinking drivers or treatment  
25 22 program or has recovered from the person's addiction,

25 23 dependency, or tendency to chronically abuse alcohol or drugs.

25 24 Sec. 52. Section 321J.17, subsection 2, unnumbered  
25 25 paragraph 2, Code 2007, is amended to read as follows:

25 26 The court or department may request that the community  
25 27 college or substance abuse treatment providers licensed under  
25 28 chapter 125 or other approved provider conducting the course  
25 29 for drinking drivers that the person is ordered to attend,  
25 30 immediately report to the court or department that the person  
25 31 has successfully completed the course for drinking drivers.  
25 32 The court or department may request that the treatment program  
25 33 which the person attends periodically report on the  
25 34 defendant's attendance and participation in the program, as  
25 35 well as the status of treatment or rehabilitation.

26 1 Sec. 53. Section 321J.22, subsection 1, Code 2007, is  
26 2 amended by adding the following new paragraph:

26 3 NEW PARAGRAPH. 0a. "Approved provider" means a provider  
26 4 of a course offered out of state for drinking drivers which  
26 5 has been approved by the department of education.

26 6 Sec. 54. Section 321J.22, subsection 2, Code 2007, is  
26 7 amended by adding the following new paragraph:

26 8 NEW PARAGRAPH. cc. The department of education may  
26 9 approve a provider of a course offered out of state for  
26 10 drinking drivers upon proof to the department's satisfaction  
26 11 that the course is comparable to those offered by community  
26 12 colleges and substance abuse treatment programs licensed under  
26 13 chapter 125. The department shall comply with the  
26 14 requirements of subsection 5 regarding such approved  
26 15 providers.

26 16 Sec. 55. Section 331.756, subsection 7, Code Supplement  
26 17 2007, is amended to read as follows:

26 18 7. Give advice or a written opinion, without compensation,  
26 19 to the board and other county officers and to ~~school and~~  
26 20 township officers, when requested by an officer, upon any  
26 21 matters in which the state, county, ~~school~~, or township is  
26 22 interested, or relating to the duty of the officer in any  
26 23 matters in which the state, county, ~~school~~, or township may  
26 24 have an interest, but the county attorney shall not appear  
26 25 before the board at a hearing in which the state or county is  
26 26 not interested.

26 27 Sec. 56. Sections 256.20, 256.23, 297.2, and 297.3, Code  
26 28 2007, are repealed.

26 29 Sec. 57. EFFECTIVE DATES. The section of this Act that  
26 30 amends section 279.10, subsection 2, takes effect upon  
26 31 enactment and the sections of this Act that amend section  
26 32 257.17 and section 279.10, subsections 1 and 4, take effect  
26 33 July 1, 2009, and are applicable for school years beginning on  
26 34 or after that date.

26 35 SF 2278

27 1 kh/nh/cc/26